A

BILL

TO

Amend an Act to consolidate the Laws relating to the Constabulary Force in Ireland.

WHEREAS it is expedient further to amend the Laws relating to the Constabulary Force in Ireland: Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Preamble.
6 W. 4. c. 13.
6 & 7 W. 4. c. 36.
2 & 3 Vict. c. 75.
10 & 11 Vict. c. 100.
11 & 12 Vict. c. 72.

Preliminary.

1. The following Terms in this Act have the Meanings herein-after assigned to them; (that is to say,)

Interpretation Clause.

"Lord Lieutenant" means the Lord Lieutenant or other Chief Governor or Governors of Ireland:

"Members of the Constabulary Force" means Inspector General, Deputy Inspector General, Assistant Inspectors General, Commandant of the Depôt, Surgeon, and every County Inspector, Sub-Inspector, Barrack Master of the Depôt, Head Constable, Constable, and Sub-Constable of Constabulary in Ireland:

"Head and other Constables" means every Head Constable, Constable, Acting Constable, and Sub-Constable of Constabulary in Ireland.

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Power to Lord Lieutenant to fix revised Salaries for Constabulary Force.

2. It shall be lawful for the Lord Lieutenant to fix and appoint such revised annual Salaries as to him may from Time to Time seem proper, not exceeding the several Sums herein-after specified, to be paid in such Manner and subject to such Regulations and Provisions as he may direct, to the several Persons herein-after mentioned; (that is to say,) 5

1. To each County Inspector of the First Class, an annual Salary not exceeding *Three hundred Pounds:*
2. To each County Inspector of the Second Class, an annual Salary not exceeding *Two hundred and seventy Pounds:* 10
3. To each Sub-Inspector of the First Class, an annual Salary not exceeding *Two hundred Pounds:*
4. To each Sub-Inspector of the Second Class, an annual Salary not exceeding *One hundred and fifty Pounds:*
5. To each Sub-Inspector of the Third Class, an annual Salary not exceeding *One hundred and twenty-five Pounds:* 15
6. To each Head Constable Major, an annual Salary not exceeding *Eighty Pounds:*
7. To each Head Constable of the First Class, an annual Salary not exceeding *Seventy Pounds Four Shillings:* 20
8. To Twelve Head Constables of the First Class, of long Service or superior Merit, but ineligible for further Promotion, an Addition to their respective Salaries of *Ten Pounds* per Annum each, making their total Salaries respectively *Eighty Pounds Four Shillings* per Annum each: 25
9. To each Head Constable of the Second Class, an annual Salary not exceeding *Sixty-one Pounds Two Shillings:*
10. To Twelve Head Constables of the Second Class, of long Service or superior Merit, but ineligible for further Promotion, an Addition of *Ten Pounds* per Annum, making their total Salaries respectively *Seventy-one Pounds Two Shillings* per Annum: 30
11. To each Constable, an annual Salary not exceeding *Forty-nine Pounds Eight Shillings:*
12. To Fifteen Constables, of long Service or superior Merit, but ineligible for Promotion, an Addition of *Four Pounds* per Annum each, making their total Salaries *Fifty-three Pounds Eight Shillings* per Annum each: 35
13. To each Acting Constable, an annual Salary not exceeding *Forty-four Pounds Four Shillings:* 40
14. To each Sub-Constable under Six Months Service, an annual Salary not exceeding *Thirty-one Pounds Four Shillings:*
15. To each Sub-Constable of Six Months and under Six Years Service, an annual Salary not exceeding *Thirty-six Pounds Eight Shillings:* 45

16. To

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16. To each Sub-Constable of Six Years and under Twelve Years Service, an annual Salary of *Thirty-nine Pounds:*

17. To each Sub-Constable of Twelve Years and under Twenty Years Service, an annual Salary of *Forty-one Pounds Twelve Shillings:*

5 18. To each Sub-Constable of Twenty Years Service and upwards, an annual Salary of *Forty-two Pounds Eighteen Shillings:*

Such increased Salaries to take effect from and after the First Day of April One thousand eight hundred and sixty-six, and to be 10 in addition to the Good-Service Pay at present authorized, viz., to Five County Inspectors, *Fifty Pounds* per Annum each; to Six Sub-Inspectors of the First Class, *Thirty Pounds* per Annum each; and to Twenty-three Sub-Inspectors, whether of the Second or Third Class, *Twelve Pounds* per Annum each; such increased 15 Salaries to be payable to such Persons only as had not ceased to be Members of the Constabulary Force before the First Day of July One thousand eight hundred and sixty-six:

Long-Service Allowances to be discontinued.

Provided always, that from the Date at which Payments at the Rates herein-before mentioned shall take effect, all Long-Service 20 Allowances received before the passing of this Act by any Member of the Constabulary Force shall be discontinued, with the Exception of the Sub-Inspectors of the Second Class transferred from the Revenue Police to the Constabulary, or any other Sub-Inspectors of the Second Class at any Time in receipt of *Thirty-six Pounds* 25 per Annum Long-Service Pay, who shall be paid at the Rate of their present Salaries with their present Long-Service Pay, until promoted to the Rank of Sub-Inspector of the First Class, when they shall be paid at the same Rate as the other Sub-Inspectors of that Class are authorized to be paid under this Act.

10 & 11 Vict. c. 100. s. 2. Deduction for Superannuation Fund to cease.

30 3. And whereas by an Act passed in the Tenth and Eleventh Years of the Reign of Her present Majesty (Chapter One hundred), Regulations were made for the Formation of a Superannuation Fund for the Constabulary Force by a Deduction of Two Pounds per Centum per Annum from the Salary of each Member of such Force: 35 Be it enacted, That from and after the passing of this Act such Deduction for such Superannuation Fund shall cease to be made.

Power to Lord Lieutenant to superannuate Head and other Constables.

4. And whereas it is expedient that the existing System of Superannuation Allowances to the Constabulary Force should be revised, so far as relates to Members of the said Force appointed 40 after the passing of this Act: Be it enacted, That it shall be lawful for the Lord Lieutenant, under the Conditions herein-after mentioned, to direct that any Head or other Constable so appointed may be superannuated, and receive a Gratuity or yearly Pension, not exceeding

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Power to Lords of Treasury, on Recommendation of Lord Lieutenant, to superannuate Officers of Force.

exceeding the Proportion of his Salary stated in the Scale hereinafter mentioned; and it shall be lawful for the Lords Commissioners of Her Majesty's Treasury, or any Three or more of them, upon the Recommendation of the Lord Lieutenant, to direct that any Officer of the Constabulary Force, that is to say, any Inspector General, Deputy Inspector General, Assistant Inspector General, Commandant of the Depôt, Surgeon, County Inspector, Barrack Master of the Depôt, or Sub-Inspector, appointed after the passing of this Act, may be superannuated, and may receive a Gratuity or yearly Pension, not exceeding the Proportion of his Salary stated in the Scale herein-after mentioned; that is to say,

Scale of Superannuation.

1. A Gratuity of *One Month's* Pay for each Year's Service after Five Years and less than Fifteen Years:
2. On Completion of Fifteen Years Service, an annual Pension of *Fifteen Fiftieths* of the Pay may be granted, and an Increase of *One Fiftieth* for each successive Year up to Thirty Years Service completed:
3. After Thirty Years Service, or after the Person to be superannuated has attained the Age of Sixty Years, the Pension to be equal to *Thirty Fiftieths* of the Pay, or a larger Proportion in Cases of extraordinary Merit or good Conduct:
4. For Injuries received at any Time in the actual Performance of Duty a Pension for Life may be granted of an Amount in proportion to the Injury received, but not exceeding the full Pay; the Grounds of Disability to be carefully investigated and fully set forth in the Authority granting the Pension.

Conditions of Superannuation.

5. No such Pension, Retiring Allowance, or Gratuity shall be granted in any Case, except on the Certificate of the Surgeon of the Force, or such other competent Medical Officer or Officers as the Lord Lieutenant shall name for the Purpose, that the Party is, from mental or bodily Incapacity, unable to perform his Duty any longer, and the Certificate of the Inspector General (or in the Case of the Inspector General's Superannuation, then on the Certificate of the Chief Secretary to the Lord Lieutenant), that he has served with Diligence and Fidelity; provided that any Member of the Force who shall have attained the Age of *Sixty Years* or upwards may, upon his Petition, be superannuated without such Medical Certificate.

Pension liable to be forfeited for Misconduct.

6. Such Pension or Retiring Allowance shall be granted only upon the Condition that it becomes forfeited and may be withdrawn by the Lord Lieutenant in any of the following Cases:

1. On

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1. On Conviction of the Grantee for any indictable Offence:
2. On his knowingly associating with suspected Persons, Thieves, or other Offenders:
3. On his refusing to give Information and Assistance to the Police whenever in his Power, for the Detection and Apprehension of Criminals, and for the Suppression of any Disturbance of the Public Peace:
4. If he enter into or continue to carry on any Business, Occupation, or Employment which shall be, in the Opinion of the Lord Lieutenant, disgraceful or injurious to the Public, or in which he shall make use of the Fact of his former Employment in the Police Force in a Manner which the Lord Lieutenant considers to be discreditable and improper:

Provided always, that nothing herein contained shall entitle any Member of the Constabulary Force absolutely to any Superannuation Allowance, nor prevent him from being dismissed or discharged for Misconduct or other sufficient Cause, without Superannuation Allowance.

Saving the Rights of the Officers and Men of the Constabulary Force in Ireland appointed before the passing of this Act.

7. And whereas it is expedient that the present Members of the Constabulary Force should continue to be entitled to receive Superannuation Allowances calculated upon the Scale existing before the passing of this Act, and upon the present Scale of Pay: Be it therefore enacted, That the Provisions of an Act passed in the Tenth and Eleventh Years of Her Majesty, Chapter One hundred, intituled "An Act to regulate the Superannuation Allow-" ances of the Constabulary Force in Ireland and the Dublin " Metropolitan Police," shall apply to the Members of the Constabulary Force in Ireland appointed before the passing of this Act, as fully and effectually as if this Act had not been passed.

Increase of Deduction for Revenue Fund.

8. And whereas by an Act passed in the Sixth Year of the Reign of King William the Fourth, a Fund was established called " The Police Reward Fund," to be raised in part by a Deduction of Ten Shillings per Cent. on the Salary of each Member of the Force: Be it enacted, That from and after the passing of this Act the said Deduction shall be increased to *Thirty Shillings* per Cent. on such Salaries, and a Deduction not exceeding *Twenty Shillings* per Cent. shall also be made on the Pensions of all Members of the Force superannuated after the passing of this Act, who, on their Retirement from active Service, shall give Notice to the Receiver of their Desire to keep up their Subscription to the said Reward Fund for the Benefit of their Widows and Children; all such Deductions to be paid to the said Police Reward Fund, and form Part thereof.

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Application of Reward Fund.

9. And whereas by the Seventh Section of an Act passed in the Tenth and Eleventh Years of Her present Majesty, Chapter One hundred, the Lords Commissioners of Her Majesty's Treasury, or any Three or more of them, are empowered to direct the Application of any Surplus of the Reward Fund to the Payment of Pensions, Superannuations, and Allowances to Members of the Constabulary Force: Be it enacted, That any Surplus now remaining of the said Fund, or which may thereunto hereafter accrue, shall not be applied in the Manner aforesaid, anything in the said Section to the contrary notwithstanding; and the said Reward Fund shall be available for the Reward of meritorious Members of the Constabulary Force, and also for the Relief of the Widows and Children of the Members of such Force, under such Regulations as the Lord Lieutenant may from Time to Time make.

Additional Pay of Mounted Men of the Constabulary Force, and those performing Duty in Belfast.

10. And be it enacted, That it shall be lawful for the Lord Lieutenant (if he shall so think fit), to order and direct that *One Shilling* per Week shall be added to the Pay of the Mounted Men of the Constabulary Force, and also to the Pay of the Head and other Constables stationed at Belfast, with a view to meet the extra Expense for Lodging and Living to which they are exposed as compared with the Remainder of the Force.

Town Inspector of Belfast to receive additional Pay.

11. And be it enacted, That the Town Inspector of Belfast shall receive an Allowance of *Fifty Pounds* a Year, in addition to his Salary.

Rate of Charge on Counties, Boroughs, and Towns, for extra Constabulary Force.

12. From and after the passing of this Act, in all Cases where by the Laws now in force One Moiety of the Costs and Expenses of any Constabulary Force is chargeable to any County, or any Part or District of a County, or any County of a City or County of a Town, or any Borough or Town in Ireland, there shall be charged to each such County, Part or District of such County, County of a City, County of a Town, Borough, or Town per Annum:

1. For each Sub-Inspector One Moiety of the Sum of *One hundred and sixty-seven Pounds Nine Shillings and Threepence:*
2. For each Head Constable One Moiety of the Sum of *Seventy-nine Pounds Fifteen Shillings and Sevenpence:*
3. For each Constable or Sub-Constable One Moiety of the Sum of *Fifty-two Pounds Nineteen Shillings and Tenpence:*

And so on in proportion for each fractional Part of a Year.

And in all Cases where, under the Laws now in force, the whole of the Costs and Expenses of any Constabulary Force is chargeable to any County, or any Part or District of a County, or any County of a City or County of a Town, or any Borough or Town, in Ireland, there

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there shall be charged to each such County, or Part or District of such County, or County of a City, County of a Town, Borough, or Town, per Annum the full Cost of such Constabulary Force, calculated upon the Scale last-mentioned, and so in proportion for each fractional Part of a Year.

Rate of Charge upon Public Companies for Constabulary Protection.

13. From and after the passing of this Act, in all Cases where Members of the Constabulary Force shall be required to keep the Peace in the Neighbourhood of Railway Works or other Public Works in Ireland, the Costs and Expenses of such Members shall be charged upon the Company or other Parties carrying on such Railway or other Public Works, according to the Scale herein-before provided.

Extra Force how to be charged.

14. From and after the passing of this Act, in all Cases where under the Laws now in force, the Quota of Men fixed for any County, County of a City, County of a Town, or Borough, by "The Constabulary (Ireland) Amendment Act, 1865," shall be increased by an extra Force, whether as a permanent Augmentation or as a temporary Addition thereto, One Moiety of the Costs and Expenses of such extra Force shall be charged to and be payable by such County, County of a City, County of a Town or Borough: Provided always, that in case Vacancies shall occur in the said Force so augmented, there shall be deducted from the Number of such extra Force to be charged as aforesaid as many Constables as shall bear the same Proportion to the whole Number of Vacancies in the said augmented Force that the extra Force bears to the whole Number of such augmented Force.

Reduction of Charge in case of Vacancies.

Provision in case of Abolition of Office of Constabulary Receiver.

15. It shall be Lawful for the Commissioners of Her Majesty's Treasury to make such Arrangements for the Regulation or Abolition of the Office of Receiver of the Constabulary and for the Transfer of the Powers vested in him, and for the Transfer and Regulation of the Duties assigned to him by virtue of an Act passed in the Sixth Year of the Reign of King William the Fourth, Chapter Thirteen, and of subsequent Acts, as they shall from Time to Time consider expedient, anything in the said Act or subsequent Acts to the contrary notwithstanding.

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